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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Ex parte MUNETAKA TAKEUCHI, NOZOMU KAMIYA,
HIROMI HAYASHI, and MAKOTO ISHITOBASHI

Application 08/889,440

COMMUNICATION

On March 23, 2006, Applicants presented a Facsimile Letter containing a copy of the Reply to Notification of Non-Compliant Appeal Brief (Reply) which was timely filed on March 1, 2006.

In the Reply, Applicants clarified that a previously submitted Amendment, received on August 22, 2002, contained a discrepancy with regard to the claims so listed, and that the claims appearing on pages 1 through 3 of the Amendment represents the appropriate claims before the Office that are being appealed. Applicants also stated that the attached Paper styled "Appendix to Appeal Brief (37 CFR §41.37)

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(2nd Corrected)" supercedes the Paper styled "Corrected Appendix to Appeal Brief" which was filed on September 10, 2004. Thus, the Appendix of Claims is now consistent with the referred to Amendment.

Accordingly, this application is deemed to have complied with both the Order Returning Undocketed Appeal to Examiner dated June 1, 2004, and the Notification of Non-Compliant Appeal Brief dated February 7, 2006. This application will now be processed before the Board of Patent Appeals and Interferences, and a Docketing Notice will be issued in due course.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: 
CRAIG R. FEINBERG
Program and Resource Administrator

FAX DATE: March 28, 2006
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